

1 **JOSEPH W. COTCHETT**
(SBN 36324; jcotchett@cpmlegal.com)
2 **NANCI E. NISHIMURA**
(SBN 152621; nnishimura@cpmlegal.com)
3 **CAMILO ARTIGA-PURCELL**
(SBN 273229; cartigapurcell@cpmlegal.com)
4 **COTCHETT, PITRE & McCARTHY, LLP**
San Francisco Airport Office Center
5 840 Malcolm Road, Suite 200
Burlingame, CA 94010
6 Telephone: (650) 697-6000
Facsimile: (650) 697-0577

7 *Attorneys for Plaintiff*
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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN JOSE DIVISION**
12

13 **RICHARD CONNELLY,**

14 **Plaintiff,**

15 **v.**

16 **ST. JUDE MEDICAL, INC., a Minnesota**
17 **corporation; ABBOTT LABORATORIES**
18 **AS THE SUCCESSOR IN INTEREST TO**
19 **ST. JUDE MEDICAL, INC., an Illinois**
20 **corporation; and PACESETTER, INC.,**
21 **dba St. Jude Cardiac Rhythm**
22 **Management Division, a Delaware**
23 **corporation,**

24 **Defendants.**

Case No. 5:17-cv-02006-EJD

STIPULATION AND ~~[PROPOSED]~~ ORDER
EXTENDING DEADLINES FOR
OPPOSITION AND REPLY ON
DEFENDANTS' MOTION TO DISMISS

Complaint Filed: April 11, 2017

1 WHEREAS, on April 11, 2017, Plaintiff Richard Connelly ("Plaintiff") filed a Complaint
2 in the above-captioned matter;

3 WHEREAS, on June 23, 2017, Defendants St. Jude Medical, Inc., Abbott Laboratories,
4 and Pacesetter, Inc. (collectively, "Defendants") filed a Motion to Dismiss all claims in
5 Plaintiff's Complaint, set for hearing on August 17, 2017;

6 WHEREAS, Plaintiff's Opposition papers are currently due on July 7, 2017, with
7 Defendants' Reply papers currently due on July 14, 2017; and

8 WHEREAS, given the July 4, 2017 national holiday, Plaintiff and Defendants agree a
9 continuance of the deadlines to file Opposition and Reply papers, respectively, is warranted.

10 NOW, THEREFORE, IT IS HEREBY STIPULATED AS FOLLOWS:

- 11 1. Plaintiff's Opposition papers to Defendants' Motion to Dismiss are due on July 14,
12 2017.
- 13 2. Defendants' Reply papers in support of their Motion to Dismiss are due on July 28,
14 2017.
- 15 3. Hearing on Defendants' Motion to Dismiss shall proceed as calendared on August 17,
16 2017.

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18 Dated: June 26, 2017

COTCHETT, PITRE & McCARTHY, LLP

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20 By: /s/ Camilo Artiga-Purcell
CAMILO ARTIGA-PURCELL

21 *Attorneys for Plaintiff*

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23
24 Dated: June 26, 2017

COTCHETT, PITRE & McCARTHY, LLP

25 By: /s/ Daniel L. Ring
26 **DANIEL L. RING**

27 *Attorneys for Defendants*
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ATTESTATION OF FILING

I, Camilo Artiga-Purcell, hereby attest, pursuant to Northern District of California, Local Rule 5-1(i)(3), that concurrence to the filing of this document has been obtained from each signatory hereto.



CAMILO ARTIGA- PURCELL

1 **[PROPOSED] ORDER**

2 The above STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINES
3 FOR OPPOSITION AND REPLY ON DEFENDANTS' MOTION TO DISMISS is approved
4 and all parties shall comply with its provisions as follows:

- 5 1. Plaintiff's Opposition papers to Defendants' Motion to Dismiss are due on July 14,
6 2017.
7 2. Defendants' Reply papers in support of their Motion to Dismiss are due on July 28,
8 2017.
9 3. Hearing on Defendants' Motion to Dismiss shall proceed as calendared on August 17,
10 2017.

11 [In addition, the Court makes the further orders stated below:]

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13 IT IS SO ORDERED

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15 Dated: July 5, 2017

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HON. EDWARD J. DAVILA